

LAW OFFICES  
MAY, ADAM, GERDES & THOMPSON LLP

503 SOUTH PIERRE STREET  
P.O. BOX 160  
PIERRE, SOUTH DAKOTA 57501-0160

DAVID A. GERDES  
CHARLES M. THOMPSON  
ROBERT B. ANDERSON  
BRENT A. WILBUR  
TIMOTHY M. ENGEL  
MICHAEL F. SHAW  
NEIL FULTON  
BRETT KOENECKE  
CHRISTINA L. FISCHER  
BRITTANY L. NOVOTNY

SINCE 1881  
www.magt.com

*Celebrating 125 Years*

September 14, 2006

OF COUNSEL  
WARREN W. MAY  
THOMAS C. ADAM

GLENN W. MARTENS 1881-1963  
KARL GOLDSMITH 1885-1966

TELEPHONE  
605 224-8803

TELECOPIER  
605 224-6289

E-MAIL  
dag@magt.com

HAND DELIVER

Patricia Van Gerpen  
Executive Director  
Public Utilities Commission  
500 East Capitol Avenue  
Pierre, South Dakota 57501

RECEIVED  
SEP 14 2006  
SOUTH DAKOTA PUBLIC  
UTILITIES COMMISSION

RE: **MCC TELEPHONY OF THE MIDWEST, INC.**  
Docket TC06-046  
Our file: 5075

Dear Patty:

Enclosed are original and 10 copies of an Amendment to Application for Combined Certificate of Authority, which please file. With a copy of this letter I am sending copies of the filing to the service list. Thank you very much.

Yours truly,

MAY, ADAM, GERDES & THOMPSON LLP

BY: 

DAG:mw

Enclosures

cc/enc: Service List  
Anna Sokolin-Maimon

**BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF SOUTH DAKOTA**

RECEIVED  
SEP 14 2006  
SOUTH DAKOTA PUBLIC  
UTILITIES COMMISSION

IN THE MATTER OF THE COMBINED ) TC06-46  
APPLICATION OF MCC TELEPHONY )  
OF THE MIDWEST, INC., D/B/A )  
MEDIACOM FOR A STATEWIDE ) **AMENDMENT TO APPLICATION**  
CERTIFICATE OF AUTHORITY ) **FOR COMBINED CERTIFICATE**  
TO PROVIDE INTEREXCHANGE ) **OF AUTHORITY**  
AND LOCAL EXCHANGE SERVICE )

MCC Telephony of the Midwest, Inc., d/b/a Mediacom ("MCC") by its undersigned counsel amends its Application for Combined Certificate of Authority in the above-entitled matter dated May 12, 2006, as follows:

1. Paragraph 22 is amended to read as follows:
22. **A written request for waiver of those rules the applicant believes to be inapplicable.**

MCC requests waiver of ARSD 20:10:32:03(11) to the extent it would require company specific financial data because MCC is a new entity. MCC also requests a waiver of ARSD 20:10:24:02(8) for the same reason, that is, to the extent it would require company specific financial data because MCC is a new entity.

2. Except as provided in this document, MCC requests that the Application as filed be considered in its entirety by the Commission.

WHEREFORE MCC requests that the Commission grant the Application for Combined Certificate of Authority to provide interexchange and local exchange service through the state of South Dakota, excluding rural areas, that is, in all Qwest exchanges.

Dated this 14<sup>th</sup> day of September, 2006.

MAY, ADAM, GERDES & THOMPSON LLP

BY: 

DAVID A. GERDES  
Attorneys for MCC Telephony  
503 South Pierre Street  
P.O. Box 160  
Pierre, South Dakota 57501-0160  
Telephone: (605) 224-8803  
Telefax: (605) 224-6289

CERTIFICATE OF SERVICE

David A. Gerdes of May, Adam, Gerdes & Thompson LLP hereby certifies that on the 14<sup>th</sup> day of September, 2006, he mailed by United States mail, first class postage thereon prepaid, a true and correct copy of the foregoing in the above-captioned action to the following at their last known addresses, to-wit:

Phil Lusk  
Staff Analyst  
SD Public Utilities Commission  
500 East Capitol Avenue  
Pierre, South Dakota 57501

Kara Van Bockern  
Staff Attorney  
SD Public Utilities Commission  
500 East Capitol Avenue  
Pierre, South Dakota 57501

Calvin Craib  
President  
MCC Telephony of the Midwest, Inc.  
100 Crystal Run Road  
Middletown, MN 10941

Chris Luther  
Vice President, Customer Service  
Mediacom  
100 Crystal Run Road  
Middletown, MN 10941

Richard D. Coit  
Executive Director and General Counsel  
SDTA  
P.O. Box 57  
Pierre, SD 57501-0057

Meredith A. Moore  
Cutler & Donahoe  
100 north Phillips Avenue, 9<sup>th</sup> Floor  
Sioux Falls, SD 57104-6725

Richard J. Helsper  
Glover & Helsper  
415 Eighth Street South  
Brookings, SD 57006



David A. Gerdes